

**STATE OF ILLINOIS
HUMAN RIGHTS COMMISSION**

James R. Thompson Center
IDHS – Murdock Room
100 W. Randolph Street, Suite 5-300
Chicago, Illinois 60601

Meeting of Panel D
February 13, 2013
11:15 a.m.

MINUTES

Present:

Commissioners	Rozanne Ronen Nabi Fakroddin Merri Dee
Staff	Donyelle L. Gray Evelio Mora Bricia Herrera Aja Carr (Coles Fellow Intern) Ruth Durdoo (Coles Fellow Intern)
Public	none

I. Call to Order.

A meeting of Human Rights Commission Panel D was called to order on February 13, 2013 at 11:17 a.m. by Panel Chair Rozanne Ronen.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 et seq., it was determined that:

1) A quorum of the public body was present at the meeting.

II. Consideration of Minutes.

The minutes of the meeting of December 12, 2012, were approved as submitted by staff. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

III. Contested Matter

A. Bernie Chapman vs. Kemper Half International

Charge No.: 2004CA2881

ALS No.: 07-375

Pending before the Panel were the Complainant's exceptions to the ALJ's Recommended Order and Decision ("ROD"). The Panel voted to decline review of the ROD and voted to adopt the ROD as the final Order and Decision of the Commission. Motion made by Commissioner Nabi, seconded by Commissioner Ronen. Motion carried 2 in favor, with one abstention by Commissioner Dee.

IV. Requests for Review

A. Pauline Betts v. Robert Half International

Charge No.: 2010CF0680

ALS No.: 11-0487

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

B. Ruth Ann Lamont v. City of Country Club Hills

Charge No.: 2010CA0834

ALS No.: 11-0490

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

C. Feliciano Barrera-Martinez v. KB Cores

Charge No.: 2011CF0239

ALS No.: 11-0491

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Jurisdiction. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

D. Mary L. Westergaard v. St. James Hospital

Charge No.: 2009CF4352

ALS No.: 11-0499

The Panel sustained the dismissal of the charge in the above-referenced matter for Failure to Proceed. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

E. Terri Nedzveckas v. Smartechs Net

Charge No.: 2011CF1177

ALS No.: 11-0501

The Panel voted to vacate the dismissal of Counts A and D of the charge in the above-referenced matter and remanded Counts A and D of the charge to the Department for

further investigation. The Panel sustained the dismissal of Counts B, C, E and F of the charge for Lack of Jurisdiction. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

F. Michael C. Cook v. Nestle Waters Na-Suite 2/Ice Mountain Water
Charge No.: 2010CA3627 ALS No.: 11-0502

The Panel sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

V. Petitions for Default Order

Maureen A. Finn v. Office of the Medical Examiner, Cook County
Charge No.: 2012CF2288 ALS No.: 13-0033

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

Dimples Hughes-Williams v. John J. Stroger, Jr. Hospital of Cook County
Charge No.: 2012CF3591 ALS No.: 13-0034

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

Dimples Hughes-Williams v. John J. Stroger, Jr. Hospital of Cook County
Charge No.: 2012CF2266 ALS No.: 13-0035

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

Evelyne Louis v. Independent Clerks Union
Charge No.: 2011CF3825 ALS No.: 13-0036

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

Valore Witherspoon v. Cook County Department of Corrections
Charge No.: 2012CA2691 ALS No.: 13-0037

The Panel voted to grant the Petition. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

VI. Motion to Voluntarily Dismiss Request for Review

A. *James Mianulli v. Yamasho, Inc.*

Charge No.: 2011CF2593

ALS No.: 12-0375

The Panel voted to grant the Motion. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

B. *Victor Johnson v. Battaglia*

Charge No.: 2008CF2475

ALS No.: 10-0841

The Panel voted to grant the Motion. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

VII. Motion to Voluntarily Dismiss Request for Review

A. *Vincenzo Faraone v. Abbott Molecular Lab*

Charge No.: 2011CA2539

ALS No.: 12-0637

The Panel voted to grant the Motion. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

VIII. Settlements

DHR#	Complainant	Respondent
1. 2012CH3292	J. Gurvitz	Condominium of Logan Square

The Panel voted to approve the settlement. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

IX. Adjournment

The meeting was adjourned at 12:12 p.m. Motion made by Commissioner Nabi, seconded by Commissioner Dee. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray
General Counsel